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सत्यमेव जयते

EXTRAORDINARY

PART II—Section 3

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MINISTRY OF COMMERCE

NOTIFICATION

INSURANCE

New Delhi, the 29th May 1950

S. R. O. 76-A.—In exercise of the powers conferred by sub-section (2) of section 1 of the Insurance (Amendment) Act, 1950 (XLVII of 1950), the Central Government is pleased to appoint—

(1) the 1st day of June 1950, as the date on which sections 1 to 6 (inclusive), 8 to 15 (inclusive), 17 to 29 (inclusive), 34, 36, 38 to 42 (inclusive), 44, 46 to 50 (inclusive), 52 to 56 (inclusive), 58 to 60 (inclusive), 62 to 64 (inclusive), and 66 of the said Act shall come into force, and

(2) the 1st day of September 1950, as the date on which the remaining sections of the said Act shall come into force.

[No 101—Ins. E(8)/50.]

S. RANGANATHAN, Joint Secy

THE FIRST SCHEDULE.

(See paragraph 6)

I. *Modifications to the First Schedule to the Principal Order.*

After the direction relating to the Opium Act, 1857 (XIII of 1857), insert—

"The Madras Compulsory Labour Act, 1858.

(I of 1858)

Preamble.—Omit "of the labouring classes".

Section 1.—In the first paragraph for "labourers" substitute "persons" and omit "of the labouring classes".

In the third paragraph for "the labourers as aforesaid" substitute "all able-bodied male persons" and for "the labourers of their villages" substitute "the able-bodied male persons of their villages".

Section 2.—Omit "of the labouring classes".

Section 4.—For the words "the labourers" where they occur for the first time substitute "such persons" and where they occur for the second time substitute "they."

After the direction relating to the Acting Judges Act, 1867 (XVI of 1867), insert—

"The Punjab Murderous Outrages Act, 1867.

(XXIII of 1867)

Preamble and Section 2.—For 'Queen' substitute 'Government'."

After the direction relating to the Press and Registration of Books Act, 1867 (XXV of 1867), insert—

"The Oudh Estates Act, 1869.

(I of 1869)

Section 3.—In the third paragraph 'Province' shall stand unmodified."

In the direction relating to clauses (1) and (2) of section 3 of the Indian Divorce Act, 1869 (IV of 1869), for the words beginning with "(1) 'High Court' means" and ending with "the High Court at Calcutta" substitute—

"(1) 'High Court' means with reference to any area—

(a) in a Part A State, the High Court for that State;

(b) in Ajmer, the High Court at Allahabad;

- (c) in Bhopal, the High Court at Nagpur;
- (d) in Bilaspur, Delhi and Himachal Pradesh, the High Court of Punjab;
- (e) in Coorg, the High Court at Madras;
- (f) in Kutch, the High Court at Bombay; and
- (g) in the Andaman and Nicobar Islands, the High Court at Calcutta.”.

For the direction relating to section 78 of the Indian Evidence Act, 1872 (I of 1872), substitute—

“Section 78.—In clause (3) ‘Her Majesty’ shall stand unmodified.

In clause (6) for ‘a British Consul’ substitute ‘an Indian Consul’.”.

For the direction relating to the Central Provinces Laws Act, 1875 (XX of 1875), substitute—

“Section 2.—For ‘Acts of the Central Legislature’ substitute ‘Central Acts’, for ‘an Act of the Central Legislature’ substitute ‘a Central Act’ and for ‘Act of the Central Legislature’ substitute ‘Central Act’.

Section 4.—For ‘Act of the Central Legislature’ substitute ‘Central Act’.”.

Before the direction relating to section 33 of the Northern India Ferries Act, 1878 (XVII of 1878), insert—

“Preamble.—For ‘the United Provinces, East Punjab, the Central Provinces, Assam, Delhi and Ajmer-Merwara’ substitute ‘Uttar Pradesh, Punjab, the Central Provinces, Assam, Delhi and Ajmer’.”.

Before the direction relating to section 4 of the Fort William Act, 1881 (XIII of 1881), insert—

“Section 3.—For ‘The Commander-in-Chief in India’ substitute ‘The Commander-in-Chief, Indian Army’.”.

For the direction relating to section 1 of the Madras Forest (Validation) Act, 1882 (XXI of 1882) substitute—

“Section 1.—For ‘enactment of the Central Legislature’ substitute ‘Central Act passed before the commencement of this Act’.”.

For the direction relating to the Land Improvement Loans Act, 1883 (XIX of 1883), substitute—

“Section 1.—In sub-section (2) for ‘the Provinces’, where it occurs for the second time, substitute ‘a Part A State or a Part C State’.”.

Omit the direction relating to sections 34 and 48 of the Punjab District Boards Act, 1883 (XX of 1883).

For the directions relating to the Marriages Validation Act, 1892 (II of 1892), substitute—

“Throughout the Act for ‘Native Christian’ substitute ‘Indian Christian’, for ‘a Native Christian’ substitute ‘an Indian Christian’ and for ‘Native Christians’ substitute ‘Indian Christians’.

Preamble.—For ‘the Provinces’ substitute ‘India’.”.

In the direction relating to the substitution of section 3 of the General Clauses Act, 1897 (X of 1897),—

(1) for clause (8) substitute—

“(8) ‘Central Government’ shall,—

(a) in relation to anything done before the commencement of the Constitution, mean the Governor-General or the Governor-General in Council, as the case may be; and shall include, (i) in relation to functions entrusted under sub-section (1) of section 124 of the Government of India Act, 1935, to the Government of a Province, the Provincial Government acting within the scope of the authority given to it under that sub-section; and (ii) in relation to the administration of a Chief Commissioner's Province, the Chief Commissioner acting within the scope of the authority given to him under sub-section (3) of section 94 of the said Act; and

(b) in relation to anything done or to be done after the commencement of the Constitution, mean the President; and shall include, (i) in relation to functions entrusted under clause (1) of article 258 of the Constitution to the Government of a State, the State Government acting within the scope of the authority given to it under that clause; and (ii) in relation to the administration of a Part C State, the Chief Commissioner or the Lieutenant-Governor or the Government of a neighbouring State or other authority acting within the scope of the authority given to him or it under article 239 or article 243 of the Constitution, as the case may be;” ; and

(2) in clause (29) for “order or bye-law” substitute “order, bye-law or other instrument”.

In the direction relating to sub-section (1) of section 57 of the Indian Stamp Act, 1899 (II of 1899), for the words beginning with “(a) if it arises in a Part A State” and ending with “the High Court at Calcutta” substitute—

“(a) if it arises in a Part A State, to the High Court for that State;

(b) if it arises in Ajmer, to the High Court at Allahabad;

- (c) if it arises in Bhopal, to the High Court at Nagpur;
- (d) if it arises in Bilaspur, Delhi and Himachal Pradesh, to the High Court of Punjab;
- (e) if it arises in Coorg, to the High Court at Madras;
- (f) if it arises in Kutch, to the High Court at Bombay; and
- (g) if it arises in the Andaman and Nicobar Islands, to the High Court at Calcutta."

For the directions relating to sections 43 and 44 of the Code of Civil Procedure, 1908 (Act V of 1908), substitute—

"For sections 43 and 44 substitute—

'43. Any decree passed,—

Execution of decrees passed by Civil Courts in Part B States, in places to which this Part does not extend or in foreign territory.

(a) by a Civil Court in a Part B State, or

(b) by a Civil Court in any area within a Part A State or Part C State to which the provisions relating to execution do not extend, or

(c) by a Court established or continued by the authority of the Central Government outside India,

may, if it cannot be executed within the jurisdiction of the Court by which it was passed, be executed in manner herein provided within the jurisdiction of any Court in the States.

44. The Government of a Part A State or Part C State may, by notification in the Official Gazette, declare that the decrees of any Revenue Courts in any Part B State or any class of such decrees may be executed in the Part A State or Part C State, as the case may be, as if they had been passed by Courts of that State."

In the direction relating to sections 2 and 91 of the Indian Lunacy Act, 1912 (IV of 1912), for the heading "Sections 2 and 91" substitute "Section 2".

After the direction relating to section 3 of the Indian Lunacy Act, 1912 (IV of 1912), insert—

"Section 91.—For 'which is or may hereafter be constituted by His Majesty by Letters Patent or by order of the Governor General' substitute 'for a Part A State'."

To the direction relating to section 144 of the Indian Merchant Shipping Act, 1923 (XXI of 1923), add—

"and 'His Majesty' shall stand unmodified."

After the direction relating to the Long title and Preamble of the Indian Bar Councils Act, 1926 (XXXVIII of 1926), insert—

"Section 1.—In sub-section (2) for 'clause (24)' substitute 'clause (25)'."

In the direction relating to clause (h) of sub-section (1) of section 4 of the Indian Press (Emergency Powers) Act, 1931 (XXIII of 1931), for "in clause (h)" substitute "in clause (h) and *Explanation 4*".

In the direction relating to section 2 of the Indian Medical Council Act, 1933 (XXVII of 1933), for "In clause (f)" substitute "In clauses (e) and (f)".

Omit the directions relating to the Press (Special Powers) Act, 1947 (XXXIX of 1947).

After the direction relating to the Minimum Wages Act, 1948 (XI of 1948), insert—

"The Rehabilitation Finance Administration Act, 1948.

(XII 1948).

Section 18.—In sub-section (2) for 'the Central Legislature' substitute 'Parliament'."

After the direction relating to section 4 of the Damodar Valley Corporation Act, 1948 (XIV of 1948), insert—

"Section 44.—In sub-section (3) for 'the Central' substitute 'Parliament'.

Section 45.—In sub-section (5) for 'the Central' substitute 'Parliament'."

After the direction relating to section 2 of the Industrial Finance Corporation Act, 1948 (XV of 1948), insert—

"Section 35.—In sub-section (3) for 'the Central Legislature' substitute 'Parliament'."

After the direction relating to section 1 of the Chartered Accountants Act, 1949 (XXXVIII of 1949), insert—

"Section 21.—In the *Explanation* for 'Federal Court' substitute 'Supreme Court'."

II. Modifications to the Fourth Schedule to the Principal Order.

For the heading "Madras Regulations" substitute "Regulations of the Madras Code".

For the direction relating to the Madras Revenue Recovery (Military Proprietors) Regulation, 1817 (Madras Regulation VIII of 1817), substitute—

"Long title.—For 'a native officer or soldier' substitute 'an officer or soldier'."

Section 9.—In clause First, for 'a Native officer' substitute 'an officer' and for 'principal Native officer' substitute 'principal officer'.

In clause Third omit 'Native'."

III. Modifications to the Fifth Schedule to the Principal Order.

For the heading "Bombay Regulations" substitute "Regulations of the Bombay Code".

After the direction relating to the Preamble to Bombay Regulation XXV of 1827, insert—

"Section 1.—Omit 'British'."

IV. Modifications to the Sixth Schedule to the Principal Order.

For the heading "Bengal Regulations" substitute "Regulations of the Bengal Code".

For the direction relating to the Appendix to the Bengal State Prisoners Regulation, 1818 (Bengal Regulation III of 1818), substitute—

"Appendix.—For 'external affairs or relations with Acceding States' and 'external affairs and relations with Acceding States' substitute 'or foreign affairs' and for 'Governor General' wherever it occurs substitute 'Central Government'."

THE SECOND SCHEDULE.

(See paragraph 7)

Schedules to be added after the Sixth Schedule to the Principal Order.

SEVENTH SCHEDULE

MADRAS ACTS

The Madras District Police (Amendment) Act, 1865.

(Madras Act V of 1865)

Preamble.—Omit “, with respect to offenders who are and who are not British subjects respectively,”.

Section 3.—Omit “, provided he is not a European British subject,”.

Omit section 4.

The Madras City Land-revenue (Amendment) Act. 1867

(Madras Act VI of 1867)

Preamble.—For “Government of India” substitute “Government of Madras”.

The Madras Forest Act, 1882.

(Madras Act V of 1882)

Throughout the Act, except in the definition of “Government” in section 2 and in section 36, omit “Provincial” in the expression “Provincial Government”.

Sections 41, 44, 50, 56 and 63.—For “Crown” substitute “Central or State Government”.

Section 48.—For “Crown for the purposes of the Province” substitute “State”.

Section 51.—For the second paragraph substitute—

“Any person arrested under this section shall be informed, as soon as may be, of the grounds for such arrest and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate: and no such person shall be detained in custody beyond the said period without the authority of a Magistrate.”

The Madras Outports Landing and Shipping Fees Act. 1885.

(Madras Act III of 1885)

Section 1.—Omit “Provincial”.*The Madras Abkari Act, 1886.*

(Madras Act I of 1886)

Throughout the Act for “British India” substitute “India”.

Section 3.—In clause (22) for “Item 40 of List II in the Seventh Schedule to the Government of India Act, 1935” substitute “entry 51 of List II in the Seventh Schedule to the Constitution”.

For clause (23) substitute—

“(23) “excisable article” means—

- (a) any alcoholic liquor for human consumption; or
- (b) any intoxicating drug.”.

Section 23A.—For sub-sections (1) and (2) substitute—

“(1) Until provision to the contrary is made by Parliament by law, the State Government may continue to levy any duty to which this section applies, which it was lawfully levying immediately before the commencement of the Constitution under this Chapter as then in force.

(2) The duties to which this section applies are—

- (a) any duty on any liquor or intoxicating drug other than an excisable article within the meaning of this Act; and
- (b) any duty on an excisable article, or a medicinal or toilet preparation containing alcohol, produced outside India and imported into the State, whether the import is across any such customs frontier as is referred to in section 3(15) or not.”

For section 52 substitute—

“52. Any person arrested for an offence under this Act shall be informed, as soon as may be, of the grounds for such arrest and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate; and no such person shall be detained in custody beyond the said period without the authority of a Magistrate.”

Procedure after
arrest

The Railway Protection Act, 1886.

(Madras Act IV of 1886)

Throughout the Act, except in section 2, for "Safety Controlling Authority" substitute "Central Government".

Section 2.—Omit the definition of "Safety Controlling Authority".

The Madras City Police Act, 1888.

(Madras Act III of 1888)

Section 69.—For "in the Army or Navy of the Queen" substitute "in the Indian Army or Navy".

For section 71-D substitute—

"71-D.—Persons arrested for offence under section 71-A to be examined by medical officer.—Any person arrested by a Police-officer for an offence punishable under section 71-A, who in the opinion of such Police-officer has attained the age of sixteen years, shall be informed, as soon as may be, of the grounds for such arrest, and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate; and no such person shall be detained in custody beyond the said period without the authority of a Magistrate. The Magistrate shall without delay order the person to be taken before a medical officer attached to the Police Department and the medical officer shall after examining such person grant a certificate regarding his age and physical capacity for ordinary manual labour."

The Madras General Clauses Act, 1891.

(Madras Act I of 1891)

Long title.—For "Acts of the Governor of Fort St. George in Council" substitute "Madras Acts".

Section 3.—Omit clause (13).

In clause (17a) for "or by the Provincial Legislature or the Governor of Madras under the Government of India Act, 1935" substitute "or by the Provincial Legislature of Madras under the Government of India Act, 1935, or by the Legislature of the State of Madras under the Constitution".

For clause (28) substitute—

"(28) "registered", used with reference to a document, shall mean registered in a Part A State or a Part C State under the law for the time being in force for the registration of documents:".

Section 5.—For sub-section (1) substitute—

“(1) Where any Act to which this Chapter applies is not expressed to come into operation on a particular day, then, it shall come into operation on the day on which the assent thereto of the Governor, the Governor-General or the President, as the case may require, is first published in the Official Gazette.”

For section 23 substitute—

“23. The provisions of this Act shall apply—

(a) in relation to any Regulation made by the Governor under section 92 of the Government of India Act, 1935, in like manner as they apply in relation to Madras Acts made by the Provincial Legislature; and

(b) in relation to any Ordinance promulgated by the Governor under article 213 of the Constitution or any Regulation made by him under paragraph 5 of the Fifth Schedule to the Constitution, in like manner as they apply in relation to Madras Acts made by the State Legislature:

Provided that sub-section (1) of section 5 of this Act shall apply to any Ordinance referred to in clause (b) as if the reference in that sub-section to the day of the first publication of the assent to an Act in the Official Gazette were a reference instead to the day of the first publication of the Ordinance in that Gazette.”

The Madras Proprietary Estates' Village Service Act, 1894.

(Madras Act II of 1894)

Section 4.—In clause (d) of the definition of “Estate” omit “British”.

Section 10.—In clause (ii) of sub-section (1) omit “(a) is not of the male sex;”.

The Madras Hereditary Village-offices Act, 1895.

(Madras Act III of 1895)

Section 10.—In clause (ii) of sub-section (1) omit “(a) is not of the male sex;”.

Section 11.—In sub-section (1) omit “(a) is not of the male sex;”.

The Madras Court of Wards Act, 1902.

(Madras Act I of 1902)

Section 31.—Omit “native”

Section 33.—For clause (b) substitute—

“(b) bonds, debentures and annuities charged by the Parliament of the United Kingdom before the 15th day of August 1947 on the revenues of India or of the Governor-General in Council or of any Province;”.

In clause (d) for “any Act of a Legislature, established in British India” substitute “any Central Act any Provincial Act as defined in clause (46) of section 3 of the General Clauses Act, 1897, or any Act of the Legislature of a Part A State or a Part C State”

In clause (f) for “British India” substitute “a Part A State or a Part C State”.

* After section 66 insert—

“66A. The powers and functions conferred on the State Government by or under this Act shall, in relation to the estates of Rulers of Indian States, be powers and functions of the Central Government.”.

Application of Act to estates of Rulers of Indian States.

The Madras Impartible Estates Act, 1904.

(Madras Act II of 1904)

Section 2.—In clause (4) of the definition of “estate” omit “British”.

The Madras Port Trust Act, 1905.

(Madras Act II of 1905)

Section 10.—In clause (a) of sub-section (1) for “a British subject or a subject of a State in India” substitute “a citizen of India or a Commonwealth citizen”.

Section 113.—For “His Majesty” substitute “the Central Government” and for “him” substitute “that Government”.

Schedule II.—In Part I for “Secretary of State” and “said Secretary of State” substitute “Government”.

The Madras Land Encroachment Act, 1905.

(Madras Act III of 1905)

Throughout the Act for “Crown property” substitute “the property of Government”.

The Madras Estates Land Act, 1908.

(Madras Act I of 1908)

Section 3.—In sub-clause (d) of clause (2) omit “British”.

Section 185-A.—In clause (b) of sub-section (2) for “Governor” substitute “State Government”.

The Madras Medical Registration Act, 1914.

(Madras Act IV of 1914)

Section 14.—Omit “British”.

Section 20.—In the proviso for “a British Indian Government or University” substitute “any Government or University in India”.

Omit section 25.

The Schedule.—In clause (2) for “a British Indian Government” substitute “any Government in India”.

In clause (4) for “His Exalted Highness the Nizam’s Government” substitute “the Government of Hyderabad”.

The Madras City Municipal Act, 1919.

(Madras Act IV of 1919)

Section 3.—For clause (1) substitute—

“(1) “Anglo-Indian” shall have the same meaning as in clause “Anglo-Indian” (2) of article 366 of the Constitution.”

In clause (9A) after “Act of Parliament” insert “of the United Kingdom” and for “British India or any part thereof” substitute “a Part A State or a Part C State”.

For clause (12A) substitute—

“(12A) “Indian Christian” means a native of India who is, or in “Indian good faith claims to be, of unmixed Asiatic descent Christian” and who professes any form of the Christian religion”.

For clause (25B) substitute—

“(25B) “Scheduled Castes” shall have the same meaning as in “Scheduled Castes” clause (24) of article 366 of the Constitution, but until the first electoral rolls for the territorial constituencies of the Madras Legislative Assembly provided under the law made in pursuance of the Constitution have been finally published, shall have the same meaning as in the Government of India (Scheduled Castes) Order, 1936.”

After section 48 insert—

“49. After the first electoral rolls for the territorial constituencies of the Madras Legislative Assembly provided under the law made in pursuance of the Constitution have been finally published, the provisions of sections 46B, 47 and 48 shall have effect subject to the following modifications, namely:—

Modification of
sections 46B, 47
and 48, Madras
Act IV of 1919.

(a) in section 46B, sub-section (1),—

(i) in clause (a) the words “, whose names are included in the electoral roll for any trade union labour constituency of the Madras Legislative Assembly” shall be omitted;

(ii) in clause (b) the words and brackets, “whose names are included in the electoral roll for the Madras City Dock and Factory Labour (excluding textile and railway labour) non-union labour constituency of the Madras Legislative Assembly” shall be omitted;

(b) in *Explanation* (3) to section 47 for the words and figures “Sixth Schedule to the Government of India Act, 1935, that is to say, it shall mean one of the territorial constituencies mentioned in paragraphs five and eight of the Fifth Schedule to that Act” the words “law made in pursuance of the Constitution” shall be substituted;

(c) in sub-section (1) of section 48 the words “and labour” shall be omitted and for the words and figures “Government of India Act, 1935.” the words “law made in pursuance of the Constitution” shall be substituted”

Section 53A.—In sub-section (1) for “India and to the Constitution of India” substitute “the Constitution” and for “solemnly ^{swear} ~~affirm~~ that I will be faithful and bear true allegiance to India and to the Constitution of India” substitute “^{swear in the name of God} ~~solemnly affirm~~ that I will bear true faith and allegiance to the Constitution of India” and for “duties” substitute “duty”.

Section 98.—In the proviso for “Part III of the Government of India Act, 1935” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament by law”.

Section 148.—In clause (c) of sub-section (2) for “Calcutta, Bombay and Karachi municipal debentures” substitute “Calcutta and Bombay municipal debentures”.

Section 190.—Omit “and under the control of the Central Government”.

Section 347.—In sub-section (5) for “Chambers” substitute “Houses”.

Section 351.—In the opening paragraph after “the council may” insert “, subject to the provisions of clause (1) of article 20 of the Constitution,”.

Schedule IV, Rule 29A.—Omit “British”.

Schedule V, Rule 6.—In the opening paragraph omit “the Federal Railway Authority or”.

Schedule V, Rule 10.—For “, India or the Empire” substitute “or India”.

The Madras Children Act, 1920.

(Madras Act IV of 1920)

For section 18 substitute—

“18. *Detention and release on bail of children and young persons.*—(1) Where a person apparently under the age of sixteen years is arrested on a charge of a non-bailable offence, he shall be informed, as soon as may be, of the grounds for such arrest and, unless he is released on bail under sub-section (2), shall be produced before the nearest Magistrate within a period of twenty-four hours of his arrest, excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate.

(2) The officer in charge of a police station before whom such person may be produced shall release him on bail, if sufficient surety is forthcoming, unless for reasons to be recorded in writing, the officer believes that such release would defeat the ends of justice or that the release of the child or young person would bring him into association with any reputed criminal.

(3) In no case shall such person be detained in custody beyond the period specified in sub-section (1) without the authority of a Magistrate.”

Omit section 19.

Section 35A.—Omit “British”.

Omit section 43.

The Madras District Municipalities Act, 1920.

(Madras Act V of 1920)

Section 3.—For clause (1) substitute—

“(1) “Anglo-Indian” shall have the same meaning as in clause (2) “Anglo-Indian” of article 366 of the Constitution.”.

In clause (8) after “Act of Parliament” insert “of the United Kingdom”

For clause (28A) substitute—

“28A. “Scheduled Castes” shall have the same meaning as in ~~Scheduled Castes~~ clause (24) of article 366 of the Constitution, but until the first electoral rolls for the territorial constituencies of the Madras Legislative Assembly provided under the law made in pursuance of the Constitution have been finally published, shall have the same meaning as in the Government of India (Scheduled Castes) Order, 1936.”

Section 5.—In clause (b) of the proviso to sub-section (1) for “Chambers” substitute “Houses”.

Section 41.—For “Chambers” substitute “Houses”.

After section 44 insert—

“45. After the first electoral rolls for the territorial constituencies ^{Modification of} of the Madras Legislative Assembly provided under ^{section 44, Madras} the law made in pursuance of the Constitution ^{Act V of 1920.} have been finally published, the provisions of section 44 shall have effect subject to the following modification, namely:—

in the *Explanation* for the words and figures “Sixth Schedule to the Government of India Act, 1935, that is to say, it shall mean one of the territorial constituencies mentioned in paragraphs five and eight of the Fifth Schedule to that Act” the words “law made in pursuance of the Constitution” shall be substituted.”.

Section 80A.—In the opening paragraph for “the Government of India Act, 1935” substitute “the Constitution” and in the proviso for “Part III of the said Act” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament by law”.

Section 116.—For the proviso to sub-section (5) substitute—

“Provided that rules relating to the decision of disputes shall not have effect in relation to a dispute to which the cantonment authority, or the port authority of a major port, or the administration of any railway as defined in clause (20) of article 366 of the Constitution, is a party, unless the rules are made with the concurrence of the Central Government”.

Section 150.—Omit “and under the control of the Central Government”.

Section 305A.—For “Chambers” substitute “Houses”.

Section 308.—In the opening paragraph after “council may” insert “, subject to the provisions of clause (1) of article 20 of the Constitution,”.

Schedule IV, Rule 18.—In clause (b) of sub-rule (1) for “Chambers” substitute “Houses”.

Schedule IV, Rule 35A.—Omit “British”.

Schedule IV, Rule 41.—In the opening paragraph omit “the Federal Railway Authority or”.

Schedule IV, Rule 53.—In clause (3) for “, India or the Empire” substitute “or India”.

The Madras Salt (Amendment) Act, 1920.

(Madras Act IX of 1920)

This Act shall stand repealed.

The Madras Local Boards Act, 1920.

(Madras Act XIV of 1920)

Section 3.—For clause (1) substitute—

“(1) “Anglo-Indian” shall have the same meaning as in clause (2) “Anglo-Indian” of article 366 of the Constitution,”.

In clause (6) after “Act of Parliament” insert “of the United Kingdom”.

For clause (20A) substitute—

“20A. “Scheduled Castes” shall have the same meaning as in “Scheduled Castes” clause (24) of article 366 of the Constitution, but until the first electoral rolls for the territorial constituencies of the Madras Legislative Assembly provided under the law made in pursuance of the Constitution have been finally published, shall have the same meaning as in the Government of India (Scheduled Castes) Order, 1936,”.

Section 3A.—In sub-section (5) for “Chambers” substitute “Houses”.

After section 51 insert—

“52. After the first electoral rolls for the territorial constituencies of the Madras Legislative Assembly provided under the law made in pursuance of the Constitution have been finally published, the provisions of section 51 shall have effect subject to the following modification, namely:—

in the *Explanation* for the words and figures “Sixth Schedule to the Government of India Act, 1935, that is to say, it

Modification of
section 51, Madras
Act XIV of 1920.

shall mean one of the territorial constituencies mentioned in paragraphs five and eight of the Fifth Schedule to that Act" the words "law made in pursuance of the Constitution" shall be substituted."

Section 76A.—In the opening paragraph for "Part III of the Government of India Act, 1935" substitute "the Constitution", for "that Act" substitute "the Constitution" and in the proviso for "the Central Legislature" substitute "Parliament by law".

Section 110.—For the proviso to sub-section (5) substitute—

"Provided that rules relating to the decision of disputes shall not have effect in relation to any dispute where one of the parties is a cantonment authority, or the administration of any railway as defined in clause (20) of article 366 of the Constitution, unless the rules are made with the concurrence of the Central Government".

Section 113.—In clause (a) of sub-section (1) omit "the Federal Railway Authority or".

Section 201A.—For "Chambers" substitute "Houses".

Schedule IV, Rule 11.—In clause (b) of sub-rule (1) for "Chambers" substitute "Houses."

The Madras District Municipalities and Local Boards (Amendment) Act, 1921.

(Madras Act II of 1922)

Sections 2 and 4.—In sub-section (1) for "India and to the Constitution of India" substitute "the Constitution" and for "solemnly swear (or affirm) that I will be faithful and bear true allegiance to India and to the Constitution of India" substitute "swear in the name of God that I will bear true faith and solemnly affirm allegiance to the Constitution of India".

The Madras Stamp (Amendment) Act, 1922.

(Madras Act VI of 1922)

Section 7.—In section 19A for "any part of British India" substitute "any Part A State or Part C State", for "that part of British India" substitute "the State concerned", for "already paid on it in British India" substitute "already paid on it in the State concerned" and for "an instrument received in British India" substitute "an instrument received in any State other than a Part B State".

Section 13.—In Schedule 1A—

Article 4.—Omit clause (c) of the *Exemptions*.

Article 12.—For clause (b) of the *Exemptions* substitute—

"(b) Bill of lading when executed in a Part B State or out of India and relating to property to be delivered in a Part A State or a Part C State."

The Madras State Aid to Industries Act, 1922.

(Madras Act V of 1923).

Section 5.—In clause (b) of sub-section (2) for “Indians” substitute “citizens of India”.

Section 6.—In clauses (f) and (g) for “the property of the Crown for the purposes of the Province” substitute “which is the property of the State”.

The Madras University Act, 1923.

(Madras Act VII of 1923)

Section 53.—For “Chambers” substitute “Houses”.

The Madras Survey and Boundaries Act, 1923.

(Madras Act VIII of 1923)

Section 26.—In sub-section (3) for “Chambers” substitute “Houses” and for “Chamber” substitute “House”.

The Tuticorin Port Trust Act, 1924.

(Madras Act II of 1924)

Section 5.—In sub-section (2) for “Indians” substitute “citizens of India.”

Section 6.—In sub-section (1) for “an Indian” substitute “a citizen of India”.

Section 8.—For clause (a) of sub-section (1) substitute—

“(a) is not a citizen of India, or a Commonwealth citizen, or”.

Section 121.—For “Crown for the purposes of the Province” substitute “State Government” and for “it” occurring at the end substitute “them”.

The Cochin Port Trust Act, 1925.

(Madras Act VIII of 1925)

This Act shall stand repealed.

The Madras Hindu Religious Endowments Act, 1926.

(Madras Act II of 1927)

Sections 10 and 72.—For “Chambers” substitute “Houses”.

The Annamalai University Act, 1928.

(Madras Act I of 1929)

Section 4.—Omit “British”.*Section 15.*—Under the heading “CLASS I—EX-OFFICIO MEMBERS” omit “(12) The Diwan of Pudukkottai”.

Under the heading “CLASS III—OTHER MEMBERS” omit the proviso to clause (1).

Section 41.—Omit “in British India”.*The Indian Fisheries (Madras Amendment) Act, 1927.*

(Madras Act II of 1929)

Section 3.—For “Chambers” substitute “Houses”.*The Madras Suppression of Immoral Traffic Act, 1930*

(Madras Act V of 1930)

Section 7.—For “shall, until such girl can be brought before the Court, cause her to be detained in a rescue home or in such other suitable custody (other than a police station or jail) as may be prescribed in this behalf by the Provincial Government” substitute “shall inform her, as soon as may be, of the grounds for such removal and produce her or cause her to be produced before the nearest Magistrate within a period of twenty-four hours of such removal, excluding the time necessary for the journey from the place of removal to the Court of the Magistrate. In no case shall the girl be detained in custody beyond the said period without the authority of a Magistrate. On such production, the Magistrate shall direct her to be detained in a rescue home or in such other suitable custody (other than a police station or jail) as may be prescribed in this behalf by the State Government until she can be brought before the Court under section 6(ii)”.

The Malabar Tenancy Act, 1929.

(Madras Act XIV of 1930)

Section 54.—In sub-section (3) for “Chambers” substitute “Houses” and for “Chamber” substitute “House”.*The Madras Co-operative Societies Act, 1932.*

(Madras Act VI of 1932)

Section 30.—For the second paragraph of sub-section (2) beginning with the words “In this sub-section” and ending with the words “the Provincial Government” substitute—

“In this sub-section, the word “Government” has the meaning assigned to it in sub-section (2) of section 9 of the Central Act II of 1899. Indian Stamp Act, 1899.”

Section 64.—Omit “British”.

Section 65.—In sub-section (5) for “Chambers” substitute “Houses”.

The Madras Commercial Crops Markets Act, 1933.

(Madras Act XX of 1933)

Section 18.—In clause (c) of sub-section (4) for “Chambers” substitute “Houses”.

The Madras Co-operative Land Mortgage Banks Act, 1934.

(Madras Act X of 1934)

Section 6.—In sub-section (2) for “Chambers” substitute “Houses”.

In clause (b) of sub-section (3) for “Presidency” substitute “State” and for “the other Provinces in British India” substitute “other States”.

The Madras Debtors’ Protection Act, 1934.

(Madras Act VII of 1935).

Section 2.—In clauses (1) and (2)—

(a) in sub-clause (a) after “for the time being in force” insert “in any State or” and omit “or in British India, or in any State in India,”; and

(b) in sub-clause (b) after “Act of Parliament” insert “of the United Kingdom” and for “Act of the Indian Legislature” substitute “Central Act”.

The Madras Famine Relief Fund Act, 1936.

(Madras Act XVI of 1936)

Long title and Preamble.—For the word “Province” substitute “State”.

The Madras Prohibition Act, 1937.

(Madras Act X of 1937)

Section 5.—Omit “British”.

Section 6.—In sub-clause (ii) of clause (b) of the proviso to the section for “in any other Province in British India or in any Indian State” substitute “in any other State” and omit “Province or”.

Section 17-A.—For “Dominion of India” and “Dominion” substitute “Union”.

For section 50 substitute—

“50. Any person arrested for an offence under this Act shall be informed, as soon as may be, of the grounds for such arrest and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate; and no such person shall be detained in custody beyond the said period without the authority of a Magistrate.”

The Madras Agriculturists Relief Act, 1938.

(Madras Act IV of 1938)

Section 3.—In clause (B) of the proviso to clause (ii) for “any other Province in British India, any Indian State or any foreign State in India” substitute “any other State in India or any foreign State in the continent of India” and in clause (C) of the said proviso for “any other province in British India or any Indian State” substitute “any other State in India”.

Section 4.—In clause (e) after “Act of Parliament” insert “of the United Kingdom”.

The Madras Public Health Act, 1939.

(Madras Act III of 1939)

Section 3.—In clause (13) for “clause (43-a)” substitute “clause (60)”.

In sub-clause (c) of clause (32), for “Crown” substitute “Central or State Government.”

For section 141 substitute—

“141. Any person arrested for an offence under this Act shall be informed, as soon as may be, of the grounds for such arrest and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate; and no such person shall be detained in custody beyond the said period without the authority of a Magistrate.”

The Madras Electricity Duty Act, 1939.

(Madras Act V of 1939)

Section 3.—In sub-section (1) for “(except sales to the Central Government for consumption by that Government or to the Federal Railway Authority or a railway company operating a Federal Railway for consumption in the construction, maintenance or operation of a Federal Railway)” substitute “(except sales to the Government of India for consumption by that Government or sales to the Government of India or a railway company operating any railway, for consumption in the construction, maintenance or operation of that railway)”.

In sub-section (4) for "Central Government for consumption by that Government or to the Federal Railway Authority or a railway company operating a Federal Railway for consumption in the construction, maintenance or operation of a Federal Railway" substitute "Government of India for consumption by that Government or to a railway company operating any railway for consumption in the construction, maintenance or operation of that railway".

For the *Explanation* substitute—

"*Explanation.*—The expression "railway" in this section and in section 9 shall have the meaning assigned to it in clause (20) of article 366 of the Constitution."

Section 9.—In clause (b) of sub-section (2) for "refunds to the Central Government, the Federal Railway Authority and railway companies operating Federal Railways" substitute "refunds to the Government of India and railway companies operating railways".

After section 9, add—

"10. *Saving.*—This Act shall have effect subject to the provisions of article 288 of the Constitution".

The Madras Sales of Motor Spirit Taxation Act, 1939.

(Madras Act VI of 1939)

Section 2.—In clause (b) for "British India" substitute "a Part A State or a Part C State".

The Indian Medical Degrees (Madras Amendment) Act, 1940.

(Madras Act XX of 1940)

Section 3.—In sub-clause (i) of clause (b) of sub-section (1) of new section 6-A for "British India" substitute "any Part A State or Part C State".

The Madras Prohibition (Supplementary) Act, 1941.

(Madras Act XI of 1941)

Preamble.—In the third paragraph for "Provincial Government" substitute "State Government", for "Crown" substitute "Central or State Government" and for "said Government" substitute "State Government".

Section 3.—For "Crown" substitute "Central or State Government" and for "said Government" substitute "State Government".

The Madras Pawnbrokers Act, 1943.

(Madras Act XXIII of 1943)

Section 2.—In clause (2)—

- (a) in sub-clause (a) after "for the time being in force" insert "in any State or" and omit "or in British India, or in any State in India"; and

- (b) in sub-clause (b) after "Act of Parliament" insert "of the United Kingdom" and for "Act of the Indian Legislature" substitute "Central Act".

The Madras Prevention of Begging Act, 1945.

(Madras Act XIII of 1945)

For section 5 substitute—

"5. *Persons arrested for offence under section 3 to be examined by medical officer.*—Any person arrested by a Police-officer for an offence punishable under section 3 who in the opinion of such Police-officer has attained the age of sixteen years, shall be informed, as soon as may be, of the grounds for such arrest, and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate; and no such person shall be detained in custody beyond the said period without the authority of a Magistrate. The Magistrate shall without delay order the person to be taken before a medical officer not below the rank of Assistant Surgeon; and the medical officer shall after examining such person grant a certificate regarding his age and physical capacity for ordinary manual labour."

Omit section 15.

The Madras City Improvement Trust Act, 1945.

(Madras Act XVI of 1945)

Throughout the Act for "Crown" substitute "Central or State Government".

Section 2.—In clause (5) for "clause (43-a)" substitute "clause (60)".

The Malabar Irrigation Works (Construction and Levy of Cess) Act, 1947.

(Madras Act VII of 1947)

Section 20.—In sub-section (3) for "Chambers" substitute "Houses".

The Tungabhadra Project (Prevention of Speculation in Land) Act, 1947

(Madras Act XIII of 1947)

Section 1.—In the proviso to clause (b) of sub-section (2) for "Chambers" substitute "Houses".

The Madras Shops and Establishments Act, 1947.

(Madras Act XXXVI of 1947)

Section 4.—In clause (c) of sub-section (1) omit "the Federal Railway Authority" and for "a railway administration operating a federal railway" substitute "a railway administration operating any railway as defined in clause (20) of article 366 of the Constitution".

The Madras Non-Power Factories Act, 1947.

(Madras Act XXXVII of 1947)

Section 6.—In clause (a) for “Crown” substitute “Central or State Government”.

The Madras Restriction of Habitual Offenders Act, 1948.

(Madras Act VI of 1948)

Section 13.—For “and taken before a Magistrate who, on proof of the facts, shall order him to be removed” substitute “If the offender is arrested, he shall be informed, as soon as may be, of the grounds for such arrest and shall be produced before the nearest Magistrate within a period of twenty-four hours of such arrest, excluding the time necessary for the journey from the place of arrest to the Court of the Magistrate; and the offender shall not be detained beyond the said period without the authority of a Magistrate. The Magistrate shall, on production of the offender and on proof of the facts, order him to be removed”.

The Schedule.—For “Queen’s coin” substitute “Indian coin”.

The Madras Co-operative Societies (Amendment) Act, 1949.

(Madras Act XVI of 1949)

Section 2.—Omit ‘and after the words “in that Province”, the words “or State, as the case may be,”’

The Madras Maintenance of Public Order Act, 1949.

(Madras Act XXIII of 1949)

Section 7A.—In clause (a) of sub-section (1) for “Dominion of India” substitute “Union”.

Section 8.—In sub-section (1) for “Government of India Act, 1935 (Provincial and Concurrent Legislative Lists)” substitute “Constitution (State and Concurrent Lists)”.

The Madras Merged States (Laws) Act, 1949.

(Madras Act XXXV of 1949)

This Act shall stand unmodified.

The Madras Electricity Supply Undertakings (Acquisition) Act, 1949

(Madras Act XLIII of 1949)

Section 24.—For “Chamber” substitute “House”.

EIGHTH SCHEDULE

MADRAS REGULATIONS MADE UNDER THE GOVERNMENT OF INDIA ACT,
1935.

*The Madras (Partially Excluded Areas) Village Courts Regulation,
1940.*

(Madras Regulation I of 1940).

Section 1.—In sub-sections (2) and (3) (a) for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

In sub-clause (i) of clause (b) of sub-section (3) for “partially excluded areas” substitute “Scheduled Areas” and for “Vizagapatam” substitute “Visakhapatnam”.

In sub-clause (ii) of clause (b) of sub-section (3) for “in any other local area in the partially excluded areas in the Province of Madras” substitute “in any other Scheduled Area in the said districts”.

Section 3.—For “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

The Madras Agency Debt Bondage Abolition Regulation, 1940.

(Madras Regulation III of 1940).

Section 1.—In sub-section (2) for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

*The Madras (Partially Excluded Areas) Court of Wards Regulation,
1940.*

(Madras Regulation V of 1940).

Section 1.—In sub-section (2) for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

Section 2.—In the opening paragraph for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas to which this Regulation extends”.

In the definition of “Agency Rules” in clause (i) add at the end “or under sub-paragraph (2) of paragraph 5 of the Fifth Schedule to the Constitution.”

The Madras (Partially Excluded Areas) Guardians and Wards Regulation, 1940.

(Madras Regulation VI of 1940).

Section 1.—In sub-section (2) for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

Section 2.—In the opening paragraph for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas to which this Regulation extends”.

In the definition of “Agency Rules” in sub-clause (c) of clause (i) add at the end “or under sub-paragraph (2) of paragraph 5 of the Fifth Schedule to the Constitution”.

The Madras (Excluded Areas) Coinage Regulation, 1940.

(Madras Regulation VIII of 1940).

Sections 1 and 2.—For “excluded areas in the Province of Madras” substitute “Scheduled Areas in the Malabar and South Kanara districts”.

The Madras Partially Excluded Areas Salt (Additional Duty) Regulation, 1942.

(Madras Regulation I of 1942).

Section 2.—For “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

The Madras Partially Excluded Areas Post Office (Amendment) Regulation, 1942.

(Madras Regulation II of 1942).

Section 2.—For the words “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

In sub-clause (b) of clause (i) for “British India” substitute “India”.

The West Godavari (Ganjam and Vizagapatam Act Extension) Regulation, 1942.

(Madras Regulation V of 1942).

Section 2.—For “partially excluded areas” substitute “Scheduled Areas”.

The Madras Partially Excluded Areas (Estates Land Repealing) Regulation, 1943.

(Madras Regulation I of 1943).

Section 2.—In sub-section (1) for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas”.

In sub-section (2), for “any partially excluded area in the Province of Madras other than the partially excluded areas specified in the said Schedule”, substitute “any Scheduled Area in the East Godavari, West Godavari and Visakhapatnam districts other than one specified in the said Schedule”.

The Madras Agriculturists Relief (Partially Excluded Areas) Amendment Regulation, 1944.

(Madras Regulation I of 1944).

Section 2.—For “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

The Madras (Partially Excluded Areas) Compulsory Vaccination Regulation, 1945.

(Madras Regulation II of 1945).

Section 1.—In sub-section (2) for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

In clause (b) of sub-section (3) for “partially excluded areas” substitute “Scheduled Areas”.

The Madras (Partially Excluded Areas) Hindu Religious Endowments Regulation, 1945.

(Madras Regulation III of 1945).

Section 1.—In sub-sections (2) and (3) for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

Section 2.—In the opening paragraph for “partially excluded area” substitute “Scheduled Area”.

In clauses (4) and (5) for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

The Madras (Partially Excluded Areas) Hindu Religious Endowments (Amendment) Regulation, 1949.

(Madras Regulation III of 1949).

Section 1.—In sub-section (2) for “partially excluded areas in the Province of Madras” substitute “Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts”.

NINTH SCHEDULE

BOMBAY ACTS

The Gas Companies Act, 1863.

(Bombay Act V of 1863)

Section 7.—For “any of Her Majesty’s High Courts of Judicature” substitute “the High Court of Judicature at Bombay”.

Section 22.—Omit “whether established by Royal Charter or not”.

The Exemptions from Land-revenue (No. 2) Act, 1863.

(Bombay Act VII of 1863)

Section 3.—For “the Crown for the purposes of the Province” substitute “the State Government”.

The Bombay Village Police Act, 1867.

(Bombay Act VIII of 1867)

Section 9.—For the words beginning with “dismiss him” and ending with “Provincial Government” substitute “if the Magistrate is of opinion that he should be dismissed, the Magistrate shall refer his case to the State Government which may pass such orders thereon as it may think fit”.

The Civil Jails Act, 1874.

(Bombay Act II of 1874)

Section 16.—For “the Crown for the purposes of the Province” substitute “the State Government”.

The Bombay Hereditary Offices Act, 1874.

(Bombay Act III of 1874)

Sections 8, 10 and 11.—For “British Court” substitute “Court”.

Sections 22 and 70.—For “the Crown for the purposes of the Province” substitute “the State Government”.

The Bombay City Land-Revenue Act, 1876.

(Bombay Act II of 1876)

Section 6.—For “Provincial Legislature” substitute “Legislature of the State”.

Sections 24, 25, 26 and 29A.—For “the Crown for the purposes of the Province” substitute “the State Government”.

The Bombay Abkari Act, 1878.

(Bombay Act V of 1878)

Section 29A.—In sub-section (1) for “the Central Legislature” substitute “Parliament by law” and for “Part III of the Government of India Act, 1935,” substitute “the Constitution” and in sub-section (3) omit the words beginning with “or which” and ending with “another locality”.

The Bombay Land Revenue Code, 1879.

(Bombay Act V of 1879)

Throughout the Act for “the Crown for the purposes of the Province” substitute “the State Government”.

Section 3.—Omit clause (28).

Section 4.—Omit “and for the purposes of this Act the territories comprised in the Province of Sind shall be deemed to form a division and the Commissioner in Sind shall be deemed to be the Commissioner of that division”.

Section 84A.—Omit sub-section (8).

Section 111.—For “servants of the Crown” substitute “Government officers”.

Section 117L.—For “Chamber” substitute “House”.

Section 118.—For “in British territory” substitute “in the territory of the State”.

Section 135H.—Omit “or the Court of the Judicial Commissioner of Sind”.

Section 135L.—For “the Crown or any servant of the Crown” substitute “Government or any officer of Government”.

Schedule H.—For “Royal Arms” substitute “The Asoka Capital Motif” and for “British Government” substitute “State Government”.

The Bombay Port Trust Act, 1879.

(Bombay Act VI of 1879)

Section 3.—In clause (12) for “any Act of a Legislature established in British India” substitute “any Central Act or any Act of a Legislature established in a Part A State or a Part C State”.

Section 5.—In clause (a) of sub-section (2) omit “Royal”.

Section 62.—For “the Chief Customs authority of the Presidency” substitute “the Chief Customs Officer of the Port”.

Section 67.—For “servant of the Crown” substitute “Government officer”.

Section 69.—In clause (b) omit “of the Presidency”.

Section 70.—For “Chief Customs authority” substitute “Chief Customs Officer of the Port”.

The Bombay Irrigation Act, 1879.

(Bombay Act VII of 1879)

Section 4.—In clause (b) for “servant of the Crown” substitute “Government officer”.

Section 80.—For “the Crown for the purposes of the Province” substitute “the State Government”.

Omit Part XI.

The Protection of Pilgrims Act, 1887.

(Bombay Act II of 1887)

Section 1.—For “cities and ports of Bombay and Karachi” substitute “city and port of Bombay”.

Section 2.—In clause (1) omit “or Karachi” and for clause (4) substitute—

“(4) ‘the Commissioner’ means the Commissioner of Police, Bombay, or his deputy.”

Section 5.—In the proviso for “the Central Legislature” substitute “Parliament by law” and for “Part III of the Government of India Act, 1935,” substitute “the Constitution”.

The City of Bombay Municipal Act, 1888.

(Bombay Act III of 1888)

Sections 59 and 98.—For “servant of the Crown” substitute “Government officer”.

Section 66A.—In clause (b) (ii) of the proviso to sub-section (1) for “His Majesty’s possessions” substitute “the territory of India”.

Sections 89 and 91B.—For “His Majesty for the purposes of the Province” substitute “the State Government”.

Sections 89B and 92.—The words “Her Majesty Queen Victoria” shall remain unmodified.

Section 110F.—For “Government of India Act, 1935,” substitute “Constitution”.

Section 181.—In clause (e) of sub-section (1) omit “His Majesty for purposes of”.

Section 299.—In sub-section (2) after “Act of Parliament” insert “of the United Kingdom”.

Section 516.—For sub-section (2) substitute—

“(2) No person so arrested shall be detained in custody after his true name and address are ascertained or, without the order of the nearest Magistrate, for a longer period than twenty-four hours from the time of arrest exclusive of the time necessary for the journey from the place of arrest to the court of such Magistrate.”

The Bombay Village Sanitation Act, 1889.

(Bombay Act I of 1889)

Section 30G.—In the proviso for “the Crown for the purposes of the Province” substitute “the State Government”.

The Bombay District Police Act, 1890.

(Bombay Act IV of 1890)

Section 1.—Omit “and Sind, but the Provincial Government may at any time by notification in the Official Gazette extend it, or any part of it, to any portion of Sind”.

Section 29.—In sub-section (1) for “or any officer” substitute “or subject to the provisions of sub-section (4) any officer” and at the end of the section insert—

“(4) No member of the subordinate ranks of the police force shall be dismissed by an authority subordinate to that by which he was appointed.”

Section 46B.—In sub-section (3) omit the word “or” where it occurs after the words “as the case may be, the district”, clause (ii) and the first proviso to the sub-section

Omit sub-sections (4) and (5).

Section 61DD.—For “His Majesty’s Forces” substitute “the Armed Forces of the Union”.

The Bombay District Vaccination Act, 1892.

(Bombay Act I of 1892)

Section 2.—Omit “and the town of Karachi”.

Section 17.—Omit “or in the town of Karachi”.

The Bombay District Municipal Act, 1901.

(Bombay Act III of 1901)

Section 3.—In clause (3) omit “and in Sind, the Provincial Government”.

In clause (18) (c) for “an Act of a legislature established in British India” substitute “a Central Act or an Act of a legislature established in a Part A State or a Part C State”.

Omit clause (19).

Section 11.—For *Explanation* (3) substitute—

“(3) ‘Harijan’ means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution, and until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936”.

Section 26.—In clause (9) for “servants of the Crown” substitute “Government officers”.

Sections 35, 65, 83 and 126.—For “servant of the Crown” substitute “Government officer”.

Section 53.—In sub-section (1) for “His Majesty’s Treasury” substitute “Government Treasury”.

Section 59.—In sub-section (2) for “Government of India Act, 1935” substitute “Constitution”, for “Part III of the said Act” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament”.

Schedule E.—Omit “Hyderabad”, “Shikarpur”, “Sukkur” and “Province of Sind”.

The City of Bombay Police Act, 1902.

(Bombay Act IV of 1902)

Section 22.—In sub-section (1) in clause (f) for “servants of the Crown or Municipal officers” substitute “Government officers or Municipal officers”.

Section 27.—In sub-section (2C) in clause (iii) omit the word “or” after the words “as the case may be, the Greater Bombay”, sub-clause (2) and the first proviso to the clause.

Omit clauses (iv) and (v) of the sub-section.

Section 33.—In clause (f) after “His Majesty’s Army or Navy” insert “or the Indian Army or Navy” and omit “or of belonging to the Royal Indian Navy and being illegally absent from that service”.

In clause (g) for “British India” where it occurs for the first time substitute “the territories of Part A States and Part C States (hereinafter called “the said territories”)” and for the expression where it occurs for the second and the third times substitute “the said territories”.

Section 40.—In sub-section (2) for “or the Royal Indian Navy or a Volunteer enrolled under the Indian Volunteers Act, 1869, and acting as such” substitute “or the Indian Army or Navy or a person subject to the Territorial Army Act, 1948”.

Section 42.—In sub-section (1) for “in His Majesty’s Army or Navy, or the Royal Indian Navy, or of any Volunteers enrolled under the Indian Volunteers Act, 1869,” substitute “in the Indian Army or Navy or of any person subject to the Territorial Army Act, 1948.”.

Section 43.—For “His Majesty’s” substitute “the Indian” and omit “or the Royal Indian Navy”.

Section 113.—For “or the Royal Indian Navy, or a Volunteer enrolled under the Indian Volunteers Act, 1869, and acting as such” substitute “or the Indian Army or Navy or a person subject to the Territorial Army Act, 1948.”.

The Bombay General Clauses Act, 1904.

(Bombay Act I of 1904)

Section 3.—In clause (5) the word “Provincial” shall stand unmodified; and at the end insert—

“or made by the Legislature of the State of Bombay under the Constitution”.

In clause (13) omit “in Sind, the Provincial Government and elsewhere”.

Omit clause (23).

For clause (37) substitute—

“Registered” (37) ‘registered’, used with reference to a document, shall mean registered in a Part A State or a Part C State under the law for the time being in force for the registration of documents.”.

Section 5.—For sub-section (1) substitute—

“(1) Where any Bombay Act is not expressed to come into operation on a particular day, then,

(i) in the case of a Bombay Act made before the commencement of the Constitution, it shall come into operation, if it is an Act of the Legislature, on the day on which the assent thereto of the Governor, the Governor General

or His Majesty, as the case may require, is first published in the Official Gazette and, if it is an Act of the Governor, on the day on which it is first published as an Act in the Official Gazette;

- (ii) in the case of a Bombay Act made after the commencement of the Constitution, it shall come into operation on the day on which the assent thereto of the Governor or the President, as the case may require, is first published in the Official Gazette."

For section 31 substitute—

"31. The provisions of this Act shall apply—

(a) in relation to any Ordinance promulgated by the Governor of Bombay under section 88 of the Government of India Act, 1935, as they apply in relation to Bombay Acts made under the said Act by the Governor and in relation to any Regulation made by the Governor under section 92 of the said Act as they apply in relation to Bombay Acts made by the Provincial Legislature; and

(b) in relation to any Ordinance promulgated by the Governor under article 213 of the Constitution or any Regulation made by the Governor under paragraph 5 of the Fifth Schedule to the Constitution, as they apply in relation to Bombay Acts made by the State Legislature:

Provided that clause (ii) of sub-section (1) of section 5 of this Act shall apply to any Ordinance referred to in clause (b) as if for the reference in the said clause (ii) to the day of the first publication of the assent to an Act in the Official Gazette there were substituted a reference to the day of the first publication of the Ordinance in that Gazette."

The Bombay Court of Wards Act, 1905.

(Bombay Act I of 1905)

Sections 6 and 7.—For "servant of the Crown" substitute "Government officer".

After section 46 insert—

"47. The powers and functions conferred on the State Government by or under this Act shall, in relation to the estates of Rulers of Indian States, be powers and functions of the Central Government".

The Mamlatdars' Courts Act, 1906.

(Bombay Act II of 1906)

Omit section 24.

Section 26.—For "against the Crown or against any servant of the Crown" substitute "against Government or against any Government officer".

The Bombay Medical Act, 1912.

(Bombay Act VI of 1912)

Omit section 22.

The Bombay Town Planning Act, 1915.

(Bombay Act I of 1915)

Section 3.—In the proviso to clause (j) after “Parliament” insert “of the United Kingdom” and for “Government of India Act, 1935” substitute “Constitution”.

Section 39.—In sub-section (1) for “servants of the Crown” substitute “Government officers” and in sub-section (2) for “servant of the Crown” substitute “Government officer”.

The Bombay Disqualification of Aliens Act, 1918.

(Bombay Act VI of 1918)

Section 2.—In sub-clause (i) of clause (a) for “neither a British subject nor a subject of an Indian State” substitute “not a citizen of India”.

The Schedule.—Omit the entry relating to the trustees of the port of Karachi.

The Bombay Pleaders Act, 1920.

(Bombay Act XVII of 1920)

Section 1.—In sub-section (2) omit “except Sind”.

Section 24.—Omit “British”.

Schedule II.—In Forms A and B for “His Majesty’s High Court” substitute “the High Court”.

The Bombay Entertainments Duty Act, 1923.

(Bombay Act I of 1923)

Section 1.—In sub-section (3) after “Poona Cantonment” insert “and” and omit “and the Karachi Municipal district and cantonment”.

The Bombay Local Boards Act, 1923.

(Bombay Act VI of 1923)

Section 3.—For clause (dd) substitute—

“(dd) ‘Harijan’ means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution, and until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936;”.

Section 3A.—In sub-section (5) for “Chambers” substitute “Houses”.

Section 15.—In clause (a) of sub-section (1) omit “or the Ruler or subject of an Acceding State”.

Omit the *Explanation* and sub-section (6).

Sections 23, 37, 106, 107 and 124.—For “servant of the Crown” substitute “Government officer”.

Section 99.—For “Government of India Act, 1935,” substitute “Constitution”, for “the Central Legislature” substitute “Parliament by law” and for “Part III of the Government of India Act, 1935,” substitute “the Constitution”.

Section 131.—In clause (b) for “Crown, for the purpose of the Province” substitute “State Government”.

The Bombay Prevention of Adulteration Act, 1925.

(Bombay Act V of 1925)

Section 2.—In clause (c) omit “and in the case of the City of Karachi, the Chief Officer” and “concerned”.

Section 19.—In sub-section (3) for “Chambers” and “Chamber” substitute “Houses” and “House” respectively.

The Bombay Co-operative Societies Act, 1925.

(Bombay Act VII of 1925)

Section 24A.—In sub-section (4) for “Federal railways (within the meaning of the Government of India Act, 1935),” substitute “railways (within the meaning of the Constitution)”.

Section 33.—In the second paragraph of sub-section (2), for “which is the collecting Government for the purposes of” substitute “as defined in sub-section (2) of section 9 of”.

Section 71.—In sub-section (5) for “Chambers” substitute “Houses”.

Section 72A.—Omit “British”.

The Bombay Municipal Boroughs Act, 1925.

(Bombay Act XVIII of 1925)

Section 3.—In clause (3) omit “and in Sind, the Provincial Government”.

In clause (15) (c) for “an Act of a legislature established in British India” substitute “a Central Act or an Act of a legislature established in a Part A State or a Part C State”.

Section 10.—In sub-section (1) for sub-clause (iii) of clause (a) of the proviso substitute—

“(iii) Muslims, Anglo-Indians and Indian Christians, and”; and in the *Explanation*.—

for clause (1) substitute—

“(1) A Harijan means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936;”.

Section 11.—In clause (i) of the proviso to sub-section (2) for “British subject or a subject of an Indian State” substitute “citizen of India”.

Section 53.—For “Crown for the purposes of the Province” substitute “State Government”.

Section 67.—In sub-section (1) for “His Majesty’s treasury” substitute “Government treasury”.

Section 73.—For “Government of India Act, 1935,” substitute “Constitution”, for “Part III of the said Act” substitute “the Constitution” and for “the Central Legislature” substitute “Parliament”.

Section 156.—For “servant of the Crown” substitute “Government officer”.

Section 221.—For “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

Schedule I.—Omit “Sind” and entries 28 to 31 below it.

The Bombay University Act, 1928.

(Bombay Act IV of 1928)

Section 4A.—Omit “(excluding Aden)”.

Section 13.—In sub-section (1)—

in paragraph (A) (iv) in Class II omit “in British India” and clauses (j) and (o); and for “15” substitute “13”.

in *Explanation (1)* omit “(excluding Aden)” and entry 5 relating to Sind;

in *Explanation (2)* omit “(j)” and for “(n) and (o)” substitute “and (n)”.

The Bombay Maternity Benefit Act, 1929.

(Bombay Act VII of 1929)

Section 2.—In sub-section (1) for “Amalner and Karachi” substitute “and Amalner”.

Section 5.—In sub-section (1) for “Ahmedabad and Karachi” substitute “and Ahmedabad”.

Section 14.—In sub-section (4) for “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

The Bombay Borstal Schools Act, 1929.

(Bombay Act XVIII of 1929)

Sections 6 and 11.—Omit “British”.

Section 13.—Omit “British” and “or in an Acceding State”.

Section 13A.—Omit “British”, “or in an Acceding State” and “or the Government of the said Acceding State”.

Section 14.—In sub-section (1) for “servant of the Crown” substitute “Government officer”.

Section 19.—In clause (hh) of sub-section (2) omit “British”.

In sub-section (3) for “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

The Bombay Local Fund Audit Act, 1930.

(Bombay Act XXV of 1930)

Section 15.—In sub-section (3) for “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

The Bombay Finance Act, 1932.

(Bombay Act II of 1932)

Section 11.—For “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

Section 15.—In the new section 19A—

in clauses (a) and (b) for “British India” substitute “a Part A State or a Part C State”;

in clause (c) for “British India” where it occurs for the first time substitute “the territories comprised within Part A States and Part C States” and where it occurs for the second time substitute “the said territories”.

Section 23.—In clauses (b) and (c) omit “His Majesty for purposes of”.

The Bombay Weights and Measures Act, 1932.

(Bombay Act XV of 1932)

Section 3.—In clause (3) for “His Majesty’s Mint” substitute “Government Mint” and in clause (12) after “standards of weight” insert “and measure”.

Section 41.—In sub-section (3) for “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

The Bombay (District) Tobacco Act, 1933.

(Bombay Act II of 1933)

Section 27.—For “Chambers” substitute “Houses”.

The Bombay Village Panchayats Act, 1933.

(Bombay Act VI of 1933)

Section 3.—For clause (5) substitute—

“(5) ‘Harijan’ means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936 ;”.

Section 89.—In clause (vii) of sub-section (2) for “Government of India Act, 1935,” substitute “Constitution”.

In sub-section (5) for “the Central Legislature” substitute “Parliament” and for “Part III of the Government of India Act, 1935,” substitute “the Constitution”.

Section 108.—In sub-section (3) for “Chambers” substitute “Houses”.

The Presidency Towns Insolvency (Bombay Amendment) Act, 1933.

(Bombay Act XX of 1933)

Sections 1 and 2.—Omit “and the town of Karachi”.

Section 3.—In new section 77A omit “or, the Official Assignee of Karachi, as the case may be,”.

Section 10.—Omit new section 123B.

The Bombay Live-stock Improvement Act, 1933.

(Bombay Act XXII of 1933)

Section 23.—In sub-section (4) for “Chambers” substitute “Houses”.*The Bombay Trade Disputes Conciliation Act, 1934.*

(Bombay Act IX of 1934)

Section 20.—In sub-section (4) for “Chambers” substitute “Houses”.*The Bombay Devadasis Protection Act, 1934.*

(Bombay Act X of 1934)

Section 6.—For “the Crown for the purposes of the Province” substitute “the State Government”.*Section 7.*—In sub-section (3) for “Chambers” substitute “Houses”.*The Bombay Nurses, Midwives and Health Visitors Registration Act, 1935.*

(Bombay Act VII of 1935)

Section 1.—In sub-section (2) omit “excluding Sind”.*Section 22.*—In sub-section (3) for “Chambers” substitute “Houses”.*The Mussalman Wakf (Bombay Amendment) Act, 1935.*

(Bombay Act XVIII of 1935)

Section 5.—In sub-section (2) of new section 6L in clause (a) for “the Indian and Provincial Legislatures” substitute “Parliament and the State Legislature” and in clause (e) omit “the City of Karachi Municipal Act, 1933”.*Section 14.*—In new sub-section (3) of section 11 for “Chambers” substitute “Houses”.*The Bombay Public Trusts Registration Act, 1935.*

(Bombay Act XXV of 1935)

Sections 2 and 27.—For “Chambers” substitute “Houses”.

Section 12.—In sub-section (2) for the words beginning with “by a person who is the holder of a certificate” and ending with “throughout British India” substitute “by a chartered accountant within the meaning of the Chartered Accountants Act, 1949, or by a firm whercof all the partners practising in India are chartered accountants within the meaning of the said Act”.

The Bombay Motor Vehicles Tax Act, 1935.

(Bombay Act XXXIV of 1935)

Section 1.—In sub-section (3) omit “excluding Sind”.

Section 2.—In clause (6) omit “excluding Sind”.

Sections 18 and 20.—For “Chambers” substitute “Houses”.

The Cotton Ginning and Pressing Factories (Bombay Amendment) Act, 1936.

(Bombay Act IV of 1936)

Section 1.—In sub-section (2) omit—

“This Act shall extend in the first instance to the Province of Sind or such area in the said Province with effect from such date as the Provincial Government may by notification in the Official Gazette appoint” and

for “any other area” substitute “any area of the State of Bombay”.

Section 10.—In new sub-section (3) of section 13 for “Chambers” substitute “Houses”.

The Bombay Opium Smoking Act, 1936.

(Bombay Act XX of 1936)

Section 17.—In the proviso to sub-section (2) omit “British”.

Section 29.—In sub-section (4) for “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

Schedule.—For “His Majesty the King Emperor of India” substitute “the State Government”.

The Parsi Public Trusts Registration Act, 1936.

(Bombay Act XXIII of 1936)

Section 12.—In sub-section (2) for “by a person who is the holder of a certificate granted under section 144 of the Indian Companies Act, 1913” substitute “by a chartered Accountant within the meaning of the Chartered Accountants Act, 1949, or by a firm

whereof all the partners practising in India are chartered accountants within the meaning of the said Act".

Section 25.—In sub-section (4) for "Chamber" and "Chambers" substitute "House" and "Houses" respectively.

The Bombay Medical Practitioners' Act, 1938.

(Bombay Act XXVI of 1938)

Section 18.—In the proviso to clause (b) for "a Provincial Legislature in British India" substitute "the Legislature of a State in India".

Section 19.—For "Acts of the Central Legislature" substitute "Central Acts" and for "Government of India Act, 1935," substitute "Constitution".

The Bombay Agricultural Produce Markets Act, 1939.

(Bombay Act XXII of 1939)

Section 19.—In clause (iii) of sub-section (2) for "Crown for purposes of the Province" substitute "State Government".

Section 26.—In sub-section (5) for "Chambers" substitute "Houses".

Section 29A.—"Province of Bombay" shall stand unmodified.

The Bombay Land Improvement Schemes Act, 1942.

(Bombay Act XXVIII of 1942)

Section 25.—For "His Majesty's forces" substitute "the Armed Forces of the Union".

The Greater Bombay Laws and the Bombay High Court (Declaration of Limits) Act, 1945.

(Bombay Act XVII of 1945)

Section 8.—"Province of Bombay" shall stand unmodified.

The Bombay Beggars Act, 1945.

(Bombay Act XXIII of 1945)

Section 27.—Omit "British", "or in any Indian State", "or by the Government of that Indian State" and "or Indian State."

The Bombay Sales Tax Act, 1946.

(Bombay Act V of 1946)

Schedule II.—In serial No. 53 for “His Majesty’s or” substitute “the Armed Forces of the Union or of”.

The Bombay Electricity (Special Powers) Act, 1946.

(Bombay Act XX of 1946)

Section 7.—The words “Provincial Government” where they occur for the first time shall stand unmodified.

The Bombay Cotton (Statistics) Act, 1946.

(Bombay Act XXVII of 1946)

Section 5.—In clause (b) for “Government of India Act, 1935,” substitute “Constitution”.

The Bombay Public Security Measures Act, 1947.

(Bombay Act VI of 1947)

Section 7.—For sub-section (1) substitute—

“(1) If the State Government is satisfied that it is necessary in the interest of public order to do so, it may, by general or special order, prohibit or restrict in any area any exercise, movement, evolution or drill of a military nature specified in the order.”

The Bombay Harijan (Removal of Social Disabilities) Act, 1946.

(Bombay Act X of 1947)

Section 2.—For clause (a) substitute—

“(a) ‘Harijan’ means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936 ;”.

The Bombay Industrial Relations Act, 1946

(Bombay Act XI of 1947)

Section 9.—In the proviso for “under section 255 of the Government of India Act, 1935,” substitute “under article 234 of the Constitution” and omit “subordinate civil”.

The Bombay Agricultural Debtors' Relief Act, 1947.

(Bombay Act XXVIII of 1947)

Section 33.—In sub-section (2) the word “Provincial” in the expression “the Bombay Provincial Co-operative Land Mortgage Bank” wherever it occurs shall stand unmodified.

The Bombay Money-lenders Act, 1946.

(Bombay Act XXXI of 1947)

Section 2.—In clause (1) omit “British” and in clause (4) after “Parliament” insert “of the United Kingdom”.

Section 6.—In clause (a) (iii) of sub-section (2) for “British India” substitute “the territory of India except Part B States”.

Section 39.—In sub-section (4) for “Chamber” and “Chambers” substitute “House” and “Houses” respectively.

The Bombay Harijan Temple Entry Act, 1947.

(Bombay Act XXXV of 1947)

Section 2.—For clause (a) substitute—

“(a) ‘Harijan’ means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936 ;”.

The Bombay Habitual Offenders Restriction Act, 1947.

(Bombay Act LI of 1947)

Schedule.—For “Queen’s coin” substitute “Indian coin”.

The Bombay Prevention of Fragmentation and Consolidation of Holdings Act, 1947.

(Bombay Act LXII of 1947)

Section 10.—In sub-section (1) for “Crown for the purposes of the Province” substitute “State Government” and for “payment by the Crown” substitute “payment by the State Government”.

The Bombay Refugees Act, 1948.

(Bombay Act XXII of 1948)

First Schedule.—In entry 17 for “the Indian Union” substitute “India”.

The Bombay Building (Control on Erection) Act, 1948.

(Bombay Act XXXI of 1948)

Section 9.—In sub-section (3) for “His Majesty” substitute “the State Government”.

The Indian Tramways (Bombay Amendment) Act, 1948.

(Bombay Act L of 1948)

Section 4.—In new section 49 for “a federal railway, as defined in sub-section (2) of section 311 of the Government of India Act, 1935,” substitute “a railway as defined in article 366 of the Constitution”.

The Bombay Lotteries and Prize Competitions Control and Tax Act, 1948.

(Bombay Act LIV of 1948)

Section 32.—For clause (b) substitute—

“(b) a lottery organised by the Central Government or the Government of a Part A State or a Part B State ;”.

The Bombay Tenancy and Agricultural Lands Act, 1948.

(Bombay Act LXVII of 1948)

Section 21.—For “Crown” substitute “Union”.

The Bombay Housing Board Act, 1948.

(Bombay Act LXIX of 1948)

Sections 14 and 54.—The word “Provincial” in the expression “the Bombay Provincial Housing Board” wherever it occurs shall stand unmodified.

The Bombay Children Act, 1948.

(Bombay Act LXXI of 1948)

Section 92.—“Bombay Province” in the expression “Bombay Province Probation and After-care Association” shall stand unmodified.

Section 98.—Omit “or in an Acceding State” and “or State” and for “concerned” substitute “of that State”.

The Bombay Prohibition Act, 1949.

(Bombay Act XXV of 1949)

Section 2.—In clause (14) for “Item 40 in List II in the Seventh Schedule to the Government of India Act, 1935,” substitute “entry 51 in List II in the Seventh Schedule to the Constitution”.

Sections 40 and 127.—For “the Dominion of India” substitute “India”.

Sections 59, 102 and 143.—For “His Majesty” substitute “the State Government”.

Section 105.—Renumber section 105 as sub-section (1) and in the renumbered sub-section (1) for “the Dominion of India” substitute “the territory of India” and at the end insert—

“(2) After the commencement of the Constitution a duty on any medicinal or toilet preparation containing alcohol shall only be leviable under this section if it was lawfully levied immediately before such commencement and shall only be leviable until provision to the contrary is made by Parliament by law.”.

Section 136.—Omit clause (a) of sub-section (2) and sub-sections (4), (6) and (7).

Section 144.—In clause (g) (ii) of sub-section (1) for “servants of the Crown” substitute “Government officers”.

The Shreemati Nathibai Damodar Thackersey Women's University Act, 1949.

(Bombay Act LI of 1949)

Section 15.—In sub-section (1), Class III for “Bombay Province” substitute “State of Bombay” and for “Dominion of India” substitute territory of India”.

Section 22.—In the *Explanation* to clause (x) for "Indian States" substitute "Part B States and Part C States".

The Bombay Provincial Municipal Corporations Act, 1949

(Bombay Act LIX of 1949)

Section 2.—In clause (51) (c) for "the Dominion of India" substitute "the territory of India".

Section 5.—For the *Explanation* substitute—

Explanation—A Harijan means a person belonging to a Scheduled Caste as defined in clause (24) of article 366 of the Constitution and, until a notification is issued under clause (1) of article 341 of the Constitution, a person belonging to a Scheduled Caste as defined in the Government of India (Scheduled Castes) Order, 1936."

Section 8.—In clause (a) of sub-section (1) omit "or the ruler or subject of an Acceding State".

Omit *Explanations* (1) and (3).

Section 127.—For "section 142A" substitute "article 276" and for "Government of India Act, 1935," substitute "Constitution".

Section 133.—In sub-section (1) for "the Crown for the purposes of the Province" substitute "the State Government".

In sub-section (2) for "vesting in the Crown in the City for the purposes of the Province" substitute "in the City vesting in the State Government".

Section 433.—For sub-section (2) substitute—

"(2) No person so arrested shall be detained in custody after his true name and address are ascertained or, without the order of the nearest Magistrate, for a longer period than twenty-four hours from the time of arrest, exclusive of the time necessary for the journey from the place of arrest to the court of such Magistrate".

TENTH SCHEDULE

BOMBAY REGULATION MADE UNDER THE GOVERNMENT OF INDIA ACT,
1935.

The Indian Post Office (Bombay Amendment) Regulation, 1942.

(Bombay Regulation I of 1942)

Section 2.—For “British India” substitute “India except Part B States”.

RAJENDRA PRASAD,
President.

K. Y. BHANDARKAR, Joint Secy.